

Serial No: 10/046,530  
Filed: 14 January 2002

## **REMARKS**

Claims 1, 2, and 6 – 19 are under examination. Claims 1, 2 and 6-10 were rejected and have been canceled.

### **Rejection Based on Obviousness-type Double Patenting**

Claims 1, 2 and 6-10 were rejected on grounds of obviousness-type double patenting over claims 22-25 of U.S. Patent No. 6,368,636, over claims 1-22 of U.S. Patent No. 6,328,960, over claims 1-3 and 8-10 of U.S. Patent No. 6,797,269, and over claims 1-20 of U.S. Patent Application No. 10/067,121 (US 2002/0085996), now U.S. Patent No. 6,875,430.

In response, Applicants have canceled claims 1, 2 and 6-10 without prejudice and subject to being asserted in a continuing application.

### **Rejection Under 35 U.S.C. 102**

Applicant gratefully acknowledges the Examiner's withdrawal of the rejection of claims 11-13 under 35 U.S.C. 102(e) based on the Abatangelo et al patent (U.S. 6,482,231).

Claims 1, 2, and 6-10 were rejected under 35 U.S.C. 102(f) on grounds that Applicants did not invent the claimed subject matter. The Examiner cites US 6,368,636, US 6,328,960, US 6,797,269 and allowed US application 10/067,121.

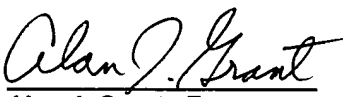
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### Rejection Under 35 U.S.C. 103

Applicant gratefully acknowledges the Examiner's withdrawal of the rejection of claim 16 under 35 U.S.C. 103(a) as being unpatentable over Abatangelo et al (U.S. 6,482,231) in view of Gerson et al (U.S. 5,591,625).

Because Applicants have canceled claims 1, 2 and 6-10, leaving only claims 11-20 in the application, Applicants believe that the case is in condition for allowance with claims 11-20.

Applicants believe that no fee is due in filing this response. The Commissioner is requested to charge any additional fees, or credit any refunds, to Deposit Acc't No. 03-0678.

<b>FIRST CLASS CERTIFICATE</b>	
I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:	
Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450	
 Alan J. Grant, Esq.	<u>10/18/05</u> Date

Respectfully submitted,



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